

AGENDA

CITY COUNCIL of SALT LAKE CITY

Revised
Tuesday, September 4, 2012

2:00 p.m. Work Session
(The public is invited to listen to the discussion.)

7:00 p.m. Formal Meeting *(public comment section is included.)*

Items listed below may be moved and discussed in a different portion of the Agenda based on circumstance and availability of speakers.

[Council Meeting Rules, Parliamentary Order and Procedure](#)

A. WORK SESSION: 2:00 p.m. in Room 326, City & County Building, 451 South State St.

*Approximate
Start Time*

1. **Report of the Executive Director**

~2:00 p.m.

Report of the Executive Director, including a review of Council information items and announcements.

2. **Report of the Chair and Vice Chair**

~2:05 p.m.

Report of the Chair and Vice Chair, including an update on Council interest items and a report on meetings with the Chair and Vice Chair of various City Boards & Commissions.

3. **Fiscal Year 2012-2013 CIP and Feasibility Study**

~2:10 p.m.

The City Council will receive a briefing on the Mayor's recommended budget relating to the City's Capital Improvement Program (CIP) for Fiscal Year 2012-2013. Capital improvements involve the construction, purchase or renovation of buildings, parks, streets or other physical structures. Generally, projects have a useful life of five or more years and cost \$50,000 or more.

- Discuss the 1300 South Viaduct – 500 West to 700 West Feasibility Study.
- Discuss other capital improvement issues and needs.

CITY COUNCIL OF SALT LAKE CITY

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CARLTON CHRISTENSEN | DISTRICT 1 KYLE LAMALFA | DISTRICT 2 STAN PENFOLD | DISTRICT 3 LUKE GARROTT | DISTRICT 4
JILL REMINGTON LOVE | DISTRICT 5

4. **Demolition Requirements**

~3:40 p.m.

The Council will receive a follow-up briefing regarding an ordinance amending Chapter 18.64 (Demolition) and Chapter 18.97 (Mitigation of Residential Housing Loss), *Salt Lake City Code*, to modify the process and requirements for demolition of buildings and structures. The purpose of this ordinance is to provide for timely completion of demolition and improvement of property thereafter to ensure demolition is not detrimental to the use and enjoyment of surrounding property, to avoid demolition by neglect, and to encourage preservation of the City's housing stock. Petitioner: Salt Lake City Council. (Item D2)

[*Provide your input at Open City Hall](#)

5. **Historic Preservation - (Items a thru d)**

~4:15 p.m.

The Council will hold a follow-up discussion regarding proposed implementation steps that will enable Salt Lake City residents and businesses to successfully engage in preservation efforts that are appropriate for their unique situations.

[*Provide your input at Open City Hall](#)

a. **Historic Preservation Fine Tuning**

Changes to the City's zoning regulations to provide clarity and efficiency for the Historic Preservation Overlay zoning regulations. (The process and criteria for establishing an historic district is currently being addressed through a separate petition.) This proposal includes the following items:

- Improve clarity without changing the intent of specific zoning regulations.
- Streamline the approval process for applicants.
- Allow the Historic Landmark Commission to modify bulk and lot regulations in historic districts.
- Address ongoing problems with administration of existing regulations.
- Clarify the length of time a Certificate of Appropriateness is valid.
- Clarify wording that may be open to interpretation.

Related provisions of Title 21A (Zoning) may also be amended as part of this petition. Petitioner – Mayor Ralph Becker, Petition No. PLNPCM2011-00470.

b. Historic District Designation Process and Criteria

Zoning regulation changes that modify the process and adoption criteria for establishing new Local Historic District and Historic Landmark sites. The proposal would:

- Clarify the types of designations that can be approved
 - Landmark Sites
 - Geographic-based Historic District
 - Thematic Based Historic Districts
- Clarify who can initiate a petition to designate a new local historic district:
 - The Mayor
 - A majority of City Council Members
 - A property owner with support from a certain percentage of the total number of property owners within the proposed district.
- Define the staff review process
- Outline how to assist gauging the level of property owner support for creation of a new local Historic District

Related provisions of Title 21A (Zoning) may also be amended as part of this petition. Petitioner – Mayor Ralph Becker, Petition No. PLNPCM2011-00723.

c. Character Conservation Districts

Creation of a Character Conservation Zoning District and related zoning regulations. The purpose of a Character Conservation Zoning District is to:

- Protect desirable and unique physical features and design characteristics
- Promote economic revitalization
- Enhance the livability of the city
- Reduce conflict caused by incompatible development and promote compatible development
- Provide a planning tool for future developments
- Stabilize property values
- Retain affordable housing

Related provisions of Title 21A (Zoning) may also be amended as part of this petition. Petitioner – Mayor Ralph Becker, PLNPCM2011-00473.

d. Preservation Plan

Proposed Salt Lake City Historic Preservation Plan. The Plan would be the key strategic document to guide preservation activity and inform decisions relating to budget priorities, development of incentives, master plans, zoning text and map amendments and site specific development. (Petitioner Salt Lake City Council - Petition No. PLNPCM2009-00171.)

6. **Board Appointment Interviews: Sugar House Park Authority Board**

***Time Certain
6:15 p.m.***

The Council will interview the following people to be appointed to the Sugar House Park Authority Board for a term extending through June 1, 2016. (Item H6 & H7)

- Joedy Lister
- George Sumner

7. **Grade Change Zoning Amendments**

***Written
Briefing Only***

The Council will receive a briefing regarding an ordinance amending sections of the City's Zoning regulations relating to grade change. The purpose of the proposed changes is to clarify the current regulations and close loopholes. The proposed amendments include:

- Definition for building height, established grade, natural grade, finished grade, dormer and exterior wall height.
- Modify regulations for obstructions in required yard areas relating to grade changes for commercial and residential structures.
- Clarify and update of language in the foothill zoning regulations relating to grade changes.
- Clarify the Yalecrest Compatible Infill Overlay zoning regulations, lot and bulk standards, fences, walls and hedges that relate to measuring height from established or finished grade.
- Replace and update illustrations for the definitions.
- General fine tuning.

Related provisions of Title 21A (Zoning) may also be amended as part of this petition. Petitioner Mayor Ralph Becker; Petition Number PLNPCM2010-00055. (Item H5)

8. **Planning Commission**

***Written
Briefing Only***

The Council will receive a briefing regarding an ordinance to provide clarity and efficiency to sections of the City's Zoning regulations and City Code relating to the Planning Commission. The proposed changes include:

- Amend Section 21A.06.030 (Planning Commission)
 - Change the required number of Commissioners to a minimum of nine (9).
 - Allow a quorum to be a majority of the appointed voting members of the Commission.
 - Clarify the jurisdiction and authority of the Planning Commission relating to review of Planned Developments.
- Remove Chapter 2.20 (Planning and Zoning Commission) from Title 2 (Administration and Personnel) of the City Code to eliminate confusion between the Zoning regulations (Title 21A) and the City Code related to the Planning Commission.

Related provisions of Title 21A (Zoning) may also be amended as part of this petition. Petitioner – Mayor Ralph Becker; Petition Number PLNPCM2011-00554. (Item H4)

9. (TENTATIVE) Closed Session

The Council will consider a motion to enter into Closed Session, in keeping with Utah Code § 52-4-204, for any of the following purposes:

- a) Discussion of the character, professional competence, or physical or mental health of an individual, pursuant to Utah Code § 52-4-205(1)(a);
- b) A strategy session to discuss collective bargaining, pursuant to Utah Code § 52-4-205 (1)(b);
- c) A strategy session to discuss the purchase, exchange, or lease of real property (including any form of water right or water shares) when public discussion of the transaction would disclose the appraisal or estimated value of the property under consideration or prevent the City from completing the transaction on the best possible terms, pursuant to Utah Code § 52-4-205(1)(d);
- d) A strategy session to discuss pending or reasonably imminent litigation, pursuant to Utah Code § 52-4-205(1)(c);
- e) A strategy session to discuss the sale of real property (including any form of water right or water shares) if (1) public discussion of the transaction would disclose the appraisal or estimated value of the property under consideration or prevent the City from completing the transaction on the best possible terms, (2) the City previously gave notice that the property would be offered for sale, and (3) the terms of the sale are publicly disclosed before the City approves the sale;
- f) For attorney-client matters that are privileged, pursuant to Utah Code § 78B-1-137;
- g) A strategy session to discuss deployment of security personnel, devices or systems pursuant to Utah Code § 52-4-205(1)(f); and
- h) A session to investigate proceedings regarding allegations of criminal misconduct, pursuant to Utah Code § 52-4-205(1)(g).

Items listed below are scheduled for action at this evening's Formal Meeting. The items are listed here as tentative because the Council may hold a discussion on them, time permitting, before or during the 7:00 p.m. meeting.

10. TENTATIVE Neighborhood and Community Events

***Written
Briefing Only***

The Council will hold a discussion regarding proposed changes to City regulations to establish a process allowing temporary street closures for neighborhood and community events. The proposed changes would simplify procedures for holding neighborhood block parties and would authorize a "Paint the Pavement" program that promotes "placemaking" through neighborhood art. (Item H1)

11. TENTATIVE Council Philosophy Statements

The Council will hold a discussion to review philosophy statements. The Council met in January to discuss priority focus areas and requested that staff provide draft Philosophy Statements for review and refinement by the public. The following philosophy statements have been adopted: Economic Health of the City, Arts & Culture, Neighborhood Quality of Life and Transportation & Mobility. The remaining philosophy statements will be considered: Parks and Open Space, Sustainability and Education. (Item C3 & D1)

[*Provide your input at Open City Hall](#)

FORMAL MEETING

B. OPENING CEREMONY: 7:00 p.m. in Room 315, City & County Building, 451 South State St.

Council Member Søren Simonsen will conduct the Formal Council Meetings during the month of September.

1. Pledge of Allegiance.
2. The Council will approve the meeting minutes of [Tuesday, August 14, 2012 and Tuesday, August 21, 2012.](#)

C. PUBLIC HEARINGS:

1. [Ordinance: Amend Various Sections of Title 21A \(Zoning\) of the Salt Lake City Code Pertaining to Land Use Appeal Authority.](#)

Accept public comment and consider adopting an ordinance changing the City zoning regulations to clarify the role and authority of the Appeals Hearing Officer. The changes would clarify what constitutes a public hearing and public meeting and the noticing requirements of each; eliminate newspaper publication requirements; and clarify that planned developments are no longer a type of conditional use. (Sections 21A.06.040, 21A.16.010, 21A.16.030 and 21A.54.070 of Title 21A (Zoning) of the *Salt Lake City Code*) Related provisions of Title 21A (Zoning) may also be amended as part of this petition – Petitioner Mayor Ralph Becker, Petition No. PLNPCM2012-00344 (P 11-11)

Staff Recommendation: Consider options.

2. [Resolution: Appropriation resolution amending the Annual Action Plans for Emergency Solutions Grant Program Funding](#)

Accept public comment and consider adopting an appropriation resolution amending the annual action plans for Emergency Solutions Grant program funding for Fiscal Years 2011-12 and 2012-13 and approving an Interlocal Cooperation Agreement between Salt Lake City and the U.S. Department of Housing and Urban Development (HUD).
(~~T 21-1~~ T12-1)

Staff Recommendation: Close and Consider options.

3. [Resolution: Council Philosophy Statement: Parks and Open Space](#)

Accept public comment and consider adopting a resolution regarding a philosophy statement on Parks and Open Space. The Council met in January to discuss priority focus areas and requested that staff provide draft Philosophy Statements for review and refinement. Out of seven philosophy statements, the following philosophy statements have been adopted: Economic Health of the City, Arts & Culture, Neighborhood Quality of Life, and Transportation & Mobility.
(R 12-13)

Staff Recommendation: Close and Consider options.

4. [Ordinance: Amend the Central Community Master Plan, zoning map and zoning regulations pertaining to the transit station area plans along the 400 South transit corridor.](#)

Accept public comment and consider adopting an ordinance amending the Central Community Master Plan, zoning map and zoning regulations to reflect the proposed 400 South Livable Communities Station Area Plans. The proposal would implement land use policies for mixed use development and transportation options on the blocks adjacent to the 400 South transit corridor from 200 East to 1000 East. Properties in this corridor would be rezoned from their existing zoning classifications to the Transit Station Area (TSA) zoning districts. In addition, the proposal would establish new zoning regulations for this area. Related provisions of Title 21A (Zoning) may also be amended as part of this petition – Petitioner Mayor Ralph Becker, Petition No. PLNPCM2010-00647.
(P 12-12)

Staff Recommendation: Consider options.

5. [Ordinance: Authorizing Opinion Questions to be Submitted to the Voters.](#)

Accept public comment and consider adopting an ordinance authorizing opinion questions, like the “Move to Amend” initiative, to be submitted to the voters of Salt Lake City and establishing related procedures (enacting Chapter 2.69, *Salt Lake City Code*). Petitioner – Salt Lake City Council.
(O 12-26)

Staff recommendation: Close and consider options.

D. [POTENTIAL ACTION ITEMS](#)

1. [TENTATIVE: Resolution: Council Philosophy Statement: Sustainability](#)

Consider adopting a resolution regarding a philosophy statement on Sustainability. The Council met in January to discuss priority focus areas and requested that staff provide draft Philosophy Statements for review and refinement. Out of seven philosophy statements, the following philosophy statements have been adopted: Economic Health of the City, Arts & Culture, Neighborhood Quality of Life, and Transportation & Mobility.
(R 12-10)

Staff Recommendation: Consider options.

2. [TENTATIVE: Ordinance: Amending Building Demolition Requirements](#)

Consider adopting **an** ordinance amending Chapter 18.64 (Demolition) and Chapter 18.97 (Mitigation of Residential Housing Loss), *Salt Lake City Code*, to modify the process and requirements for demolition of buildings and structures. The purpose of this ordinance is to provide for timely completion of demolition and improvement of property thereafter to ensure demolition is not detrimental to the use and enjoyment of surrounding property, to avoid demolition by neglect, and to encourage preservation of the City's housing stock. Petitioner: Salt Lake City Council.
(O 12-3)

Staff Recommendation: Consider options.

[*Provide your input at Open City Hall](#)

E. [COMMENTS:](#)

1. Questions to the Mayor from the City Council.

2. Comments to the City Council. (Comments are taken on any item not scheduled for a public hearing, as well as on any other City business. Comments are limited to two minutes.)

F. NEW BUSINESS:
(None)

G. UNFINISHED BUSINESS:
(None)

H. CONSENT:

1. TENTATIVE: Set the date: [Ordinance: Neighborhood and Community Events](#)

Set the date of Tuesday, September 18, 2012 at 7:00 p.m. to accept public comment and consider adopting an ordinance to establish a process allowing temporary street closures for neighborhood and community events. The proposed ordinance would simplify procedures for holding neighborhood block parties and would authorize a "Paint the Pavement" program that promotes "placemaking" through neighborhood art.
(O 12-29)

Staff Recommendation:

Set the date.

2. [Property Conveyance: Sale of property at the Airport related to the UTA Trax alignment](#)

Consider requesting that the Administration hold a hearing at 5:30 p.m. on Tuesday, September 18, ~~2011~~ **2012** regarding the proposed sale of three Airport properties totaling 2.064 acres located between I-80 and Wingpointe Golf Course to the Utah Transit Authority (UTA). This sale facilitates ownership along the Airport UTA Trax line.
(W 12-4)

Staff Recommendation:

Do not call for a hearing.

3. Set the date: [Ordinance: Solid Waste and Recyclable Items Amendments](#)

Set the date of Tuesday, September 18, 2012 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending the *Salt Lake City Code* relating to solid waste and recyclable items (Sections 9.08.010, 9.08.030, 9.08.095 and 9.08.115 of the *Salt Lake City Code*). The proposed amendments would allow for curbside collection of recyclable glass from residents for an additional fee, allow for an additional green / yard waste (brown can) and recyclable waste (blue can) collection container for residents at no additional charge, and establish fines for noncompliance with rules for collection and sorting.
(O 09-14)

Staff Recommendation:

Set the date.

4. Set the Date: Ordinance: Planning Commission

Set the date of Tuesday, October 2, 2012 at 7:00 p.m. to accept public comment and consider adopting an ordinance to provide clarity and efficiency to sections of the City's Zoning regulations and City Code relating to the Planning Commission. The proposed changes include:

- Amend Section 21A.06.030 (Planning Commission)
 - Change the required number of commissioners to a minimum of nine (9).
 - Allow a quorum to be a majority of the appointed voting members of the commission.
 - Clarify the jurisdiction and authority of the Planning Commission relating to review of Planned Developments.
- Remove Chapter 2.20 (Planning and Zoning Commission) from Title 2 (Administration and Personnel) of the City Code to eliminate confusion between the Zoning Regulation (Title 21A) and the City Code related to the Planning Commission.

Related provisions of Title 21A (Zoning) may also be amended as part of this petition. Petitioner – Mayor Ralph Becker; Petition Number PLNPCM2011-00554.
(O 12-27)

Staff Recommendation: Set the date.

5. Set the Date: Ordinance: Grade Change Zoning Amendments

Set the date of Tuesday, October 23, 2012 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending sections of the City's Zoning regulations relating to grade change. The purpose of the proposed changes is to clarify the current regulations and close loopholes. The proposed amendments include:

- Definitions for building height, established grade, natural grade, finished grade, dormer and exterior wall height.
- Modify regulations regarding obstructions in required yard areas relating to grade changes for commercial and residential structures.
- Clarify and update the foothill zoning regulations relating to grade changes.
- Clarify the Yalecrest Compatible Infill Overlay zoning regulations, lot and bulk standards, fences, walls and hedges that relate to measuring height from established or finished grade.
- Replace and update illustrations for the definitions.
- General fine tuning.

Related provisions of Title 21A (Zoning) may also be amended as part of this petition. Petitioner Mayor Ralph Becker; Petition Number PLNPCM2010-00055
(O 12-28)

Staff Recommendation: Set the date.

6. Board Appointment: George Sumner, Sugar House Park Authority Board

Consider approving the appointment of George Sumner to the Sugar House Park Authority Board for a term extending through June 1, 2016.
(I 12-24)

Staff Recommendation: Approve.

7. Board Appointment: Joedy Lister, Sugar House Park Authority Board
Consider approving the appointment of Joedy Lister to the Sugar House Park Authority Board for a term extending through June 1, 2016.
(I 12-24)

Staff Recommendation: Approve.

8. Board Reappointment: Rick Knuth, Housing Trust Fund Advisory Board
Consider approving the reappointment of Rick Knuth to the Housing Trust Fund Advisory Board. Rick has been serving since his partial term expired in December of 2009. The administration would like to officially appoint him to a full first term that began when his partial term expired on December 28, 2009 and will expire December 31, 2012.
(I 12-21)

Staff Recommendation: Approve.

9. Board Reappointment: Kathy Davis, Housing Trust Fund Advisory Board
Consider approving the reappointment of Kathy Davis to the Housing Trust Fund Advisory Board for a second term extending through December 29, 2014.
(I 12-21)

Staff Recommendation: Approve.

10. Board Reappointment: Shawn Teigen, Housing Trust Fund Advisory Board
Consider approving the appointment of Shawn Teigen to the Housing Trust Fund Advisory Board for a second term extending through December 29, 2014.
(I 12-21)

Staff Recommendation: Approve.

11. Board Reappointment: Michael Brough, Housing Trust Fund Advisory Board
Consider approving the reappointment of Michael Brough to the Housing Trust Fund Advisory Board for a second term extending through December 29, 2014.
(I 12-21)

Staff Recommendation: Approve.

I. ADJOURNMENT:

Dated: August 31, 2012

By: _____
City Recorder

STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

On or before 5:00 p.m. on August 31, 2012, I also personally (1) posted a copy of the foregoing on the Utah Public Notice Website created under Utah Code Section 63F-1-701, and (2) provided a copy of the foregoing to The Salt Lake Tribune or the Deseret News and to a local media correspondent.

City Recorder

Subscribed and sworn to before me this 31st day of August, 2012.

Notary Public residing in the State of Utah

Approval:

Senior Policy Analyst

Final action may be taken in relation to any topic listed on the agenda, including but not limited to adoption, rejection, amendment, addition of conditions and variations of options discussed.

In accordance with State Statute, City Ordinance and Council Policy, one or more Council Members may be connected via speakerphone.

After 5:00 p.m., please enter the City & County Building through the main east entrance.

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